

Regular Council Meeting Agenda



REVISED

**Tempe City Council
Regular Council Meeting
Harry E. Mitchell Government Center
Tempe City Hall - City Council Chambers
31 East Fifth Street, Tempe, Arizona
Thursday, June 26, 2014
7:30 PM**

Members of the City Council may attend either in person or by telephone conference call.

1. INVOCATION - Councilmember Navarro

2. PLEDGE OF ALLEGIANCE

3. MINUTES - Councilmember Arredondo-Savage

A. Approval of City Council Meeting Minutes

1. [Regular City Council Meeting - May 22, 2014](#)
2. [Committee of the Whole - February 3, 2014](#)
3. [City Council Calendar Meeting - May 8, 2014](#)
4. [City Council Special Meetings - May 12, 2014 and May 22, 2014](#)
5. [City Council and Arizona State University Joint Meeting - April 17, 2014](#)

B. Acceptance of Board, Commission and Committee Meeting Minutes

1. [Aviation Commission - May 6, 2014](#)
2. [Development Review Commission - May 27, 2014](#)
3. [Development Review Commission Study Session - May 27, 2014](#)
4. [Hearing Officer - May 21, 2014](#)
5. [Human Relations Commission - May 13, 2014](#)
6. [Parks, Recreation and Golf Advisory Board - May 21, 2014](#)
7. [Risk Management Trust Board - January 27, 2014](#)
8. [Transportation Commission - May 13, 2014](#)

4. REPORTS AND ANNOUNCEMENTS

A. Mayor's Announcements

1. **Excellence in Diversity and Inclusion Award from Arizona State University**
2. **Board and Commission Appointments**

B. City Manager's Announcements

5. CONSENT AGENDA

All items listed on the Consent Agenda will be considered as a group and will be enacted with one motion by the City Council unless an item is removed for separate consideration. Members of the public may remove public hearing items for separate consideration. Public hearing items are designated by an asterisk (*). Councilmembers may remove any item for separate consideration.

A. Miscellaneous Items

- 5A1. [Approve the May 2014 Report of Claims Paid to be filed for audit.](#)

Fiscal Impact: Total payments in May: \$16,705,606.08

- 5A2. [Approve appointments to various City of Tempe boards, commissions, and committees.](#)

Fiscal Impact: N/A

- 5A3. [Approve a Condominium Plat for HOHOKAM 56 CENTER, located at 1900 West Broadway Road. The applicant is Cawley Architects.](#)

Fiscal Impact: There is no fiscal impact on City funds.

- 5A4. [Approve the recommended funding for the fiscal year 2014-2015 Arts Grants to Tempe schools and nonprofit organizations.](#)

Fiscal Impact: Total amount of recommended grants funding is \$150,000 to be paid from the Municipal Arts Fund. No General Fund monies are used for this project.

- 5A5. [Approve the Maryanne Corder Neighborhood Grant Program funding recommendations in the amount of \\$146,995 to homeowners' and neighborhood associations for various projects.](#)

Fiscal Impact: Sufficient funds have been budgeted in the General Fund - cost center 1215 (Neighborhood Services) for the expenditures in Fiscal Year 2014/2015.

- *5A6. [Hold a public hearing to recommend the approval of a Series 12 restaurant liquor license for Ziegler's NYPD, LLC, dba New York Pizza Dept, 222 South Mill Avenue, Suite 127.](#)

Fiscal Impact: N/A

- *5A7. [Hold a public hearing to recommend the approval of a Series 07 beer and wine bar liquor license for Londyn LLC, dba Quality Suites Lounge, 1635 North Scottsdale Road.](#)

Fiscal Impact: N/A

- *5A8. [Hold a public hearing to recommend the approval of a Series 09S liquor store license with sampling privileges for Arizona Fine Wine and Spirits, LLC, dba Total Wine & More #1010, 1900 East Rio Salado Parkway #120.](#)

Fiscal Impact: N/A

- *5A9. [Hold a public hearing to recommend the approval of a Series 12 restaurant liquor license for Villa Peru Restaurant, 1857 North Scottsdale Road.](#)

Fiscal Impact: N/A

- *5A10. [Hold a public hearing to recommend the approval of a Series 09 liquor store liquor license for Arizona Fine Wine and Spirits, LLC, dba Total Wine & More #1010, 1900 East Rio Salado Parkway, Suite 120.](#)

Fiscal Impact: N/A

B. Award of Bids/Contracts

- 5B1. [Approve up to a one-month unilateral contract extension with All City Towing, Inc. and Apache Sands Service Center, Inc. for vehicle towing services for the Police Department and Public Works Department.](#)

Fiscal Impact: Total combined costs of these contracts for City fleet tows shall not exceed \$5,000 during the one-month renewal period. Total combined estimated market value of these contracts based on historical average of Police initiated tows paid by the vehicle owner is \$67,000 for this one-month renewal. Charges for Police initiated tows are the responsibility of the vehicle owner. For City incurred costs, sufficient funds have been appropriated in cost center 3262 (General Fund) for the anticipated expenditures in the 2014/2015 fiscal year.

- 5B2. [Approve the renewal of a one-year contract with A Mind for Detail, Inc. for bus stop, shelter, and transit center trash removal and cleaning services for use by the Transit Division of the Public Works Department.](#)

Fiscal Impact: Total cost of this contract will not exceed \$450,000 during the one-year renewal period. Sufficient funds have been appropriated in Transit Fund cost centers 3914 (Transit Operations) and 3917 (Bus Stop & Bikeway Maintenance) for the anticipated expenditures in the current fiscal year.

- 5B3. [Approve the one-year renewal of a contract with York Risk Services Group, Inc. for workers' compensation claims third party administrator services managed by the Finance and Technology Department.](#)

Fiscal Impact: Total cost of this one-year renewal will not exceed \$60,000. Sufficient funds are available in the Risk Management Fund - cost center 2621 (Risk Management) for the anticipated expenditures in the upcoming fiscal year.

- 5B4. [Approve the utilization of a one-year Western States Contracting Alliance cooperative contract with SHI International Corporation for the purchase of desktop and server operating system software, Microsoft Enterprise software support, software licensing, and related services to be overseen by the Finance and Technology Department.](#)

Fiscal Impact: Total cost of this contract shall not exceed \$900,000 for the one-year term. Sufficient funds have been appropriated in General Fund cost center 1991 (Finance & Technology; IT Administration) and other City-wide cost centers as needed for the anticipated expenditures during the current fiscal year.

- 5B5. [Award a one-year contract with four, one-year renewal options to Instrumentation and Controls for the maintenance, repair, or purchase of Crispin pressure relief valves, parts, and supplies on an as needed basis for the Public Works Department.](#)

Fiscal Impact: Total combined cost of this contract shall not exceed \$500,000 during the one-year contract period. Sufficient funds have been appropriated in the Water and Wastewater Fund - cost centers 3013 (Johnny G. Martinez Plant) and 3014 (South Tempe Water Plant) for the anticipated expenditures in next fiscal year.

- 5B6. [Award job order no. 21 to ForeSite Design & Construction, Inc. for replacement of athletic lighting at the Benedict Sports Complex at Guadalupe and Kyrene Roads.](#)

Fiscal Impact: The total job order amount is \$683,773 and the project contingency amount is \$34,188. Funds to cover this job order contract and related costs have been budgeted in fiscal year 2014/15 in Capital Improvement Project No. 6303089, Athletic Field Lighting Improvements.

- 5B7. [Award a professional services design contract to Jacobs Engineering Group Inc. for electrical power equipment upgrades at the South Tempe Water Treatment Plant.](#)

Fiscal Impact: The contract amount is \$238,051. Funds are approved and appropriated to cover this contract and related costs in Capital Improvement Project No. 3205909, South Tempe Water Treatment Plant Main Power Building.

- 5B8. [Award a professional services design contract to Stanley Consultants, Inc. for site improvements at the South Tempe Water Treatment Plant.](#)

Fiscal Impact: The contract amount is \$81,300. Funds are approved and appropriated to cover this contract and related costs in Capital Improvement Project No. 3205919, South Tempe Water Treatment Plant Site Improvements.

- 5B9. [Award a one-year contract with four, one-year renewal options to Hennesy Equipment Sales Company for the maintenance, repair, and purchase of actuators for the Public Works Department.](#)

Fiscal Impact: Total combined cost of this contract shall not exceed \$400,000 during the one-year contract period. Sufficient funds have been appropriated in the Water and Wastewater Fund - cost centers 3013 (Johnny G. Martinez Plant) and 3014 (South Tempe Water Plant) for the anticipated expenditures in next fiscal year.

- 5B10. [Award a two-month contract to Polydyne, Inc. for the purchase of Polydyne water polymers for the Public Works Department.](#)

Fiscal Impact: Total cost of this contract shall not exceed \$50,000 during the two-month contract period. Sufficient funds have been appropriated in the Water and Wastewater Fund - cost centers 3013 (Johnny G. Martinez Plant) and 3014 (South Tempe Water Plant) for the anticipated expenditures in next fiscal year.

- 5B11. [Award two-year contracts with three, one-year renewal options to Target Specialty Products, Stabilizer Solutions, Inc., and Ewing Irrigation Products for the supply of ball field maintenance products to be used on sports fields by the Public Works Department.](#)

Fiscal Impact: Total cost of these contracts will not exceed \$80,000 during the initial two-year term. Sufficient funds have been appropriated in General Fund cost center 2553 (Field Operations – Diablo Stadium Maintenance) for the anticipated expenditures in the current fiscal year.

- 5B12. [Award a contract to RWC International for the purchase of a hook lift equipped truck for use by the Fire Medical Rescue Department.](#)

Fiscal Impact: There is no cost to the City as grant funds will be utilized for the purchase – the total estimated value of the contract is \$210,000. Sufficient funds have been appropriated in fiscal year 2014/15 in the Governmental Grants or Donation Fund, cost center 2391 (2013 Urban Area Security Initiative 130826-01).

- 5B13. [Award a two-month contract to Brenntag Pacific, Inc. for the purchase of commercial grade liquid sodium hydroxide for the Public Works Department.](#)

Fiscal Impact: Total cost of this contract shall not exceed \$50,000 during the two-month contract period. Sufficient funds have been appropriated in the Water and Wastewater Fund - cost centers 3013 (Johnny G. Martinez Plant) and 3014 (South Tempe Water Plant) for the anticipated expenditures in the next fiscal year.

- 5B14. [Award a two-month contract to Thatcher Company of Arizona for the purchase of hydrofluorosilicic acid for the Public Works Department.](#)

Fiscal Impact: Total cost of this contract shall not exceed \$50,000 during the two-month contract period. Sufficient funds have been appropriated in the Water and Wastewater Fund - cost centers 3013 (Johnny G. Martinez Plant) and 3014 (South Tempe Water Plant) for the anticipated expenditures in the next fiscal year.

C. Resolutions

- 5C1. [Adopt a resolution approving and authorizing the Community Development Department to apply for, accept, and spend a Certified Local Government Historic Preservation Pass-Through Grant for Federal Fiscal Year 2014 to continue ongoing support for the Tempe Historic Preservation Graduate Student Intern Program. \(Resolution No. R2014.89\)](#)

Fiscal Impact: The amount of the grant award is \$10,000. Sufficient budget appropriations for expenditure of this grant was authorized in the Governmental Grants and Donations Fund (Fund 46), as part of the fiscal year 2014-15 adopted budget. The required match of \$20,000 will be met through a State Shared Revenue Grant from the Gila River Indian Community, which is appropriated as part of the fiscal year 2014-15 adopted budget in the Governmental Grants and Donations Fund (Fund 46). Acceptance of this grant does not require any matching City funds.

- 5C2. [Adopt a resolution authorizing the Community Services Director to accept an award of the 2014 Library Services and Technology Act grant, provided by the Institute of Museum and Library Services through the Arizona State Library, for the purpose of funding of the Tempe Techs: Community Education Initiative project. \(Resolution No. R2014.90\)](#)

Fiscal Impact: The amount of the grant award is \$24,000 in federal funds. Acceptance of this grant does not require any matching City funds. Sufficient budget appropriation for expenditure of this grant is authorized in the Governmental Grants and Donations Fund (Fund 46) as part of the fiscal year 2014-15 adopted budget.

- 5C3. [Adopt a resolution authorizing the Mayor to execute an intergovernmental agreement with the Arizona Department of Transportation for the construction and maintenance of a one mile multi-use path along the south bank of the Rio Salado from McClintock Drive to the Mesa border in Tempe. \(Resolution No. R2014.91\)](#)

Fiscal Impact: The federal and local match funds are already programmed in the Capital Improvement Program budget. The local match requirement of \$125,390, for path construction, is budgeted in Capital Improvement Project No. 6004319, Rio Salado Southbank Path Underpass at 101 & 202 Freeway Interchange.

- 5C4. [Adopt a resolution authorizing the Fire Chief to execute the Award Agreement between the Federal Emergency Management Agency and the City of Tempe for the purpose of accepting and spending a federal Assistance to Firefighters Grant for paramedic and special operations training. \(Resolution No. R2014.92\)](#)

Fiscal Impact: The amount of the grant award is \$221,688 in federal funds. Sufficient budget appropriation for expenditure of this grant was authorized in the Governmental Grants and Donations Fund (Fund 46) as part of the fiscal year 2014-15 recommended budget. Acceptance of the grant requires 10% of the total project cost in matching City funds totaling \$24,632. Allowable City expenses that will fulfill the City's required match will be paid from existing budget appropriation in Tempe's Fire Medical Rescue fiscal year 2014-15 recommended budget (cost center 2372).

- 5C5. [Adopt a resolution authorizing the transfer of thirty \(30\) housing choice vouchers from the City of Tempe, to the Housing Authority of Maricopa County for the administration of thirty \(30\) project based vouchers and related assistance at Apache ASL Trails residential facility located at 2428 East Apache Boulevard. \(Resolution No. R2014.93\)](#)

Fiscal Impact: All funds associated with the voucher transfer are federal. The city anticipates approximately \$195,000 from cost center 2771 and \$13,500 from cost center 2772 will be transferred annually from the City's federal Housing Authority budget by the U.S. Department of Housing and Urban Development to the Housing Authority of Maricopa County to cover the housing and administrative expenses related the transfer of 30 vouchers. There will be no financial impact to the City's General Fund as a result of the transfer.

- 5C6. [Adopt a resolution authorizing the Mayor to execute an intergovernmental agreement with the Arizona Department of Transportation, as the designated recipient of federal highway grants for the design of fiber optic communication at Broadway Road and I-10 and at Rio Salado Parkway and Loop 101, for the design of fiber optic communications for Rio Salado Parkway from Loop 101 to McClintock Drive, and for the design of wireless communications for 48th Street from Broadway Road to Southern Avenue. \(Resolution No. R2014.94\)](#)

Fiscal Impact: The federal and local match funds are already programmed in the Capital Improvement Program budget. The local match requirement of \$2,176, for design of the fiber optic communication, is budgeted in Capital Improvement Project No. 6906169, Fiber Optic Installation and ITS Improvements.

- 5C7. [Adopt a resolution authorizing the Mayor or his designee\(s\), to execute an Intergovernmental Agreement between Maricopa County and the Tempe Police Department for animal control services. \(Resolution No. R2014.95\)](#)

Fiscal Impact: Total amount shall not exceed \$117,000 over the one-year contract term. Sufficient budget appropriation for this expenditure was included as part of the Police Department's General Fund Budget (cost center 2259) in the recommended fiscal year 2014-15 budget.

- 5C8. [Adopt a resolution authorizing the Mayor to execute an Intergovernmental Agreement between the City of Tempe and the Arizona Game and Fish Commission to provide a continuation of the Community Fishing Program at Evelyn Hallman, Kiwanis Community, and Tempe Town Lake Parks. \(Resolution No. R2014.96\)](#)

Fiscal Impact: The agreement calls for the City to pay \$131,880 over the term of the 4-years with the first year's payment being made by July 31, 2014 in the amount of \$32,740 annually for years 1 and 2 with an approximately 1.5% increase for years 3 and 4 (\$33,200). Sufficient funds have been appropriated in General Fund, cost center 2552.

- 5C9. [Adopt a resolution authorizing the Mayor to approve an Intergovernmental Agreement between Tempe School District No. 3 and the City of Tempe's Kid Zone Enrichment Program for Kid Zone Early Childhood Enrichment Programs from July 1, 2014 to June 30, 2015. \(Resolution No. R2014.97\)](#)

Fiscal Impact: Sufficient funds have been appropriated in Kid Zone cost center 2457. Total cost shall not exceed \$31,200 per year.

- 5C10. [Adopt a resolution authorizing the Mayor to execute a Funding Agreement between the Tempe Community Council and the City of Tempe memorializing the human services relationship functions between the parties. \(Resolution No. R2014.98\)](#)

Fiscal Impact: The total cost of this Funding Agreement for the first year is \$819,698.11. If it is extended for a second year, as allowed under the agreement, the total cost for the two-year term is \$1,639,396.22. Sufficient funds have been appropriated in Tempe Community Council, cost center 3527 for the anticipated expenditures in the current fiscal year.

- 5C11. [Adopt a resolution authorizing the Mayor to execute a Funding Agreement between the Tempe Community Action Agency and the City of Tempe memorializing the human services relationship functions between the parties. \(Resolution No. R2014.99\)](#)

Fiscal Impact: Total cost of this Funding Agreement for the first year is \$317,600. If it is extended for a second year, as allowed under the agreement, the total cost for the two-year term is \$635,200. Sufficient funds have been appropriated in Tempe Community Action Agency, cost center 3529 for the anticipated expenditures in the current fiscal year.

- 5C12. [Adopt a resolution authorizing the amended Memorandum of Understanding between the Tempe Supervisors' Association and the City of Tempe, effective July 1, 2014 to June 30, 2015. \(Resolution No. R2014.100\)](#)

Fiscal Impact: This Memorandum of Understanding includes increases in compensation consistent with the 2014-2015 fiscal year budget provisions for increases in total personnel costs. The negotiated terms in this Memorandum of Understanding, when combined with other statutory and policy requirements, will result in a net total compensation increase of approximately \$422,000 for Tempe Supervisors' Association Members.

- 5C13. [Adopt a resolution authorizing the Memorandum of Understanding between the Tempe Officers Association and the City of Tempe, effective July 1, 2014 to June 30, 2017. \(Resolution No. R2014.101\)](#)

Fiscal Impact: This Memorandum of Understanding includes increases in compensation consistent with the 2014-2015 fiscal year budget provisions for increases in total personnel costs. The negotiated terms in this Memorandum of Understanding, when combined with other statutory and policy requirements, will result in a net total compensation increase of approximately \$831,000 for Tempe Officers Association Members.

- 5C14. [Adopt a resolution authorizing the Memorandum of Understanding between the Tempe Firefighters' Unit and the City of Tempe, effective July 1, 2014 to June 30, 2016. \(Resolution No. R2014.102\)](#)

Fiscal Impact: This Memorandum of Understanding includes increases in compensation consistent with the 2014-2015 fiscal year budget provisions for increases in total personnel costs. The negotiated terms in this Memorandum of Understanding, when combined with other statutory and policy requirements, will result in a net total compensation increase of approximately \$626,000 for Tempe Firefighters' Unit Members.

6. NON-CONSENT AGENDA

All items listed on the Non-Consent Agenda will be considered separately. Agenda items scheduled for Introduction and First Public Hearing will be heard, but will not be voted upon at this meeting. Agenda items scheduled for Second Public Hearing and Final Adoption will be voted upon tonight.

Quasi-judicial items are indicated by "q-j". The City Council sits as a quasi-judicial body when hearing variances. In this situation, the City Council must conduct itself as a court, not as a legislative body. Pre-meeting contact with the City Council on quasi-judicial matters is prohibited. Any materials or conversations concerning the item shall only be presented to the City Council at the scheduled public hearing.

A. Miscellaneous Items/Bids/Contracts/Resolutions

- *6A1. [Hold a public hearing for an appeal of the Development Review Commission's decision of Approval for a Development Plan Review, consisting of a site plan, building elevations, and landscape plan for CAPSTONE COTTAGES, located at 708 South Lindon Lane. The appellant is Emily Gersema, President of the Lindon Park Neighborhood Association. \(This item was continued from the May 22, 2014, and the June 12, 2014 Regular Council Meetings\)](#)

Fiscal Impact: The planned development will result in collection of the standard development fees, calculated according to the approved fee structure at the time of permit issuance.

- *6A2. [Hold a public hearing for an appeal of the Development Review Commission's decision of Denial for a Development Plan Review, consisting of two new 4-story multi-family buildings totaling 358 units for LPC SOUTHBANK \(PL130265\), located at 1190 East Vista Del Lago Drive. The appellant is Snell & Wilmer LLP.](#)

Fiscal Impact: The planned development will result in collection of the standard development fees, calculated according to the approved fee structure at the time of permit issuance.

- *6A3. [Hold a public hearing to recommend the denial of a Series 12 restaurant liquor license for Annapoorna, LLC, dba Aachi South Indian Kitchen, 325 West Elliot Road, Suite 101.](#)

Fiscal Impact: N/A

- 6A4. [Award a construction contract to Blucor Contracting Inc. and a construction management contract to Entellus, Inc. for waterline replacement on Weber Drive from Scottsdale Road to Stadem Drive and on Stadem Drive from Weber Drive to Curry Road.](#)

Fiscal Impact: The total construction contract amount is \$999,955.50, the construction management contract amount is \$98,022, and the project contingency amount is \$99,900. Funds to cover these contracts and associated costs are approved and appropriated for fiscal year 2013/14 in Capital Improvement Project No. 3204969, Waterline High Frequency Break Areas.

- 6A5. [Reconsider the award of one-year contracts with five, one-year renewal options to All City Towing, Apache Sands Towing, and Towing Professionals of Arizona for towing services, as approved by City Council at the May 22, 2014 Regular Council Meeting. A two-thirds vote of the City Council is required to reconsider this prior action.](#)

Fiscal Impact: There is no fiscal impact.

- 6A6. [Award one-year contracts with five, one-year renewal options to All City Towing, Apache Sands Towing, and Towing Professionals of Arizona for towing services utilized by the Police and Public Works Departments. This item was previously approved at the May 22, 2014 Regular City Council Meeting and may be reconsidered at this Council meeting.](#)

Fiscal Impact: Total combined cost for City of Tempe fleet tows shall not exceed \$30,000 during the initial one-year contract period. Costs associated with police initiated tows are the responsibility of vehicle owner with a combined annual estimated market value of \$700,000. For costs incurred by the City of Tempe, sufficient funds have been budgeted in the General Fund – cost center 3262 (Fleet Maintenance) – for the anticipated expenditure in the upcoming fiscal year.

B. Ordinances and Items for Introduction and First Hearing

- *6B1. [Introduce and hold the first public hearing to adopt an ordinance amending Chapter 25, Article VII of the Tempe City Code relating to requirements for undergrounding of overhead utility lines. The second and final public hearing is scheduled for July 31, 2014. \(Ordinance No. O2014.30\)](#)

Fiscal Impact: No impact on City funds.

- *6B2. [Introduce and hold the first public hearing to adopt an ordinance for an Amended Planned Area Development Overlay, consisting of a new 51 unit three-story condominium development for DORSEY LANE TOWNHOMES, located at 1233 East Broadway Road. The applicant is Sender Associates, Chtd. The second and final public hearing is scheduled for July 31, 2014. \(Ordinance No. O2014.31\)](#)

Fiscal Impact: While this ordinance change does not directly impact revenue, the planned development will result in collection of the standard development fees, calculated according to the approved fee structure at the time of permit issuance.

- *6B3. [Introduce and hold the first public hearing to adopt an ordinance for a Zoning Map Amendment from MU-4 and AG to R1-PAD, a Planned Area Development Overlay, and an Amended Planned Area Development Overlay for a new single-family subdivision consisting of 94 dwelling units for RHYTHM DEVELOPMENT, located at 9330 South Priest Drive. The applicant is Jordan Rose, Rose Law Group. The second and final public hearing is scheduled for July 31, 2014. \(Ordinance No. O2014.32\)](#)

Fiscal Impact: While this ordinance change does not directly impact revenue, the planned development will result in collection of the standard development fees, calculated according to the approved fee structure at the time of permit issuance.

- *6B4. [Introduce and hold the first public hearing to adopt an ordinance amending Chapter 22, Article II, Division 1 of the Tempe City Code relating to regulation of smoking concerning use of e-cigarettes in places of public accommodation. The second and final public hearing is scheduled for July 31, 2014. \(Ordinance No. O2014.33\)](#)

Fiscal Impact: No impact on City funds.

C. Ordinances and Items for Second Hearing and Final Adoption

- *6C1. [Hold the second and final public hearing to adopt an ordinance authorizing the abandonment of an existing access easement north of Elliot Road and west of Priest Drive. \(Ordinance No. O2014.23\)](#)

Fiscal Impact: No impact on City funds.

- *6C2. [Hold the second and final public hearing to adopt an ordinance authorizing the granting of a waterline easement over a certain part of City of Tempe-owned land located on Lot 1, Farmer Arts District-Parcel 1, near the intersection of 7th Street and Farmer Avenue. \(Ordinance No. O2014.24\)](#)

Fiscal Impact: No impact on City funds.

- *6C3. [Hold the second and final public hearing to amend the Tempe City Code, Chapter 27, Article II, Division 4, relating to Sewer Development Fees; and Tempe City Code, Chapter 33, Article IV, relating to Water Development Fees. \(Ordinance No. O2014.25\)](#)

Fiscal Impact: The proposed amendment to the Tempe City Code allows single-family home remodels, expansions, or reconstructions to increase their meter size up to one inch without paying additional Sewer and Water Development Fees, provided no additional dwelling units are created. The projected fiscal impact is estimated to be a loss of potential revenue of \$3,270 annually for Sewer Development Fees and \$2,970 annually for Water Development Fees based on the previous three-year average.

- *6C4. [Hold the second and final public hearing to adopt an ordinance authorizing the granting of an Easement Agreement over certain City-owned land located on Lot 1, Farmer Arts District-Parcel 1 near 7th Street and Farmer Avenue. \(Ordinance No. O2014.26\)](#)

Fiscal Impact: No impact on City funds.

- *6C5. [Hold the second and final public hearing to amend Chapter 2 of the Tempe City Code relating to administration and the City Code generally, establishing the Human Services Department; and, amending the relevant sections to reflect that Assistant City Manager shall be known as two separate positions, known as the Deputy City Manager/Chief Financial Officer and Deputy City Manager/Chief Operating Officer. This amends the City Code generally to reflect that the Human Resources Department will be known as the Internal Services Department. \(Ordinance No. O2014.27\)](#)

Fiscal Impact: It is expected that reorganization of departments, divisions, and offices will create financial efficiencies for the City.

- *6C6. [Hold the second and final public hearing to adopt an ordinance for Historic Designation of the 1936, Southwest style home for RAYMOND \(HAUSMAN\) HOUSE, located at 1108 South Maple Avenue. The Applicants are David and Colleen Hausman. \(Ordinance No. O2014.29\)](#)

Fiscal Impact: There is no fiscal impact on City funds.

- *6C7. [Hold the second and final public hearing to adopt an ordinance for an Amended Planned Area Development Overlay for LPC SOUTHBANK, located at 1190 East Vista Del Lago Drive. The applicant is Snell & Wilmer LLP. \(Ordinance No. 2013.57\)](#)

Fiscal Impact: While this ordinance change does not directly impact revenue, the planned development will result in collection of the standard development fees, calculated according to the approved fee structure at the time of permit issuance.

7. CURRENT EVENTS/COUNCIL ANNOUNCEMENTS/FUTURE AGENDA ITEMS

8. PUBLIC APPEARANCES

According to the Arizona Open Meeting Law, the City Council may only discuss matters listed on this agenda. Matters discussed by the public during public appearances cannot be discussed by the City Council unless they are specifically listed on this agenda. There is a three-minute time limit per speaker. Speaker's visual aids or recorded tapes are not allowed.

Members of the public shall refrain from making personal, impertinent or slanderous remarks and from becoming boisterous while addressing the City Council or while attending the meeting. Unauthorized remarks from the audience, clapping, stomping of feet, yelling or any similar demonstrations are also prohibited. Violations of these rules may result in removal from the City Council meeting.

A. Scheduled

B. Unscheduled

Legal Advice: If necessary, the City Council may vote to adjourn to executive session for the purpose of obtaining legal advice from the Council's attorney on any matter listed on the agenda pursuant to A.R.S §38-431.03(A)(3).

The City of Tempe endeavors to make all public meetings accessible to persons with disabilities. With 72 hours advance notice, special assistance can also be provided for sight and/or hearing impaired persons at public meetings. Please call (480) 350-2905 (voice) or (480) 350-2750 (TDD) to request an accommodation to participate in the City Council meeting.

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